IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 384 OF 2007
IN
CRIMINAL APPEAL NO. 551 OF 2004

Vilas Tatoba Ghag ..Appellant
(Ori. Accused No.1)

versus

State of Maharashtra ..Respondents

Mr. S. Shirsat with Mr. M. N. Kandalkar for the Appellant - Original Accused No.1.

Ms. R. M. Gadhvi, APP for the Respondents - State.

CORAM : D. G. DESHPANDE, &
SMT. NISHITA MHATRE, JJ.

DATE : 12TH APRIL, 2007.

P.C.

1. Heard Advocate for the Appellant - Original Accused No.1 and learned APP for the State.

2. The applicant - original accused No.1 has applied for temporary bail on the ground of illness of his wife and the surgery she has to undergo. He has annexed certificate of the doctor. We have asked the learned APP to verify and submit report. She has submitted report, today. It is taken on

record and marked 'X' for identification. As per this report, the cause given by the applicant - original accused No.1 for temporary bail is genuine. The only objection is that the accused can look after his wife by availing of parole or furlough leave. We find that this objection is not required to be upheld, when he has applied to this court for the temporary bail and the case is genuine, the application is required to be allowed.

3. In the result, the applicant - original accused No.1 be released on temporary bail for a period of two months from the date of his release on his execution of bond of Rs.15,000/- (Rupees Fifteen Thousand) with one or two solvent sureties in the like amount. He will report to the concerned police station once in a week during this period. He shall surrender immediately after the period of two months is over. Application disposed of accordingly.

(SMT. NISHITA MHATRE, J.) **(D.G. DESHPANDE, J.)**